

Diesel and Alternative Fuels Tax

The Special Fuels Tax Act was repealed by the ninety-third Legislature with the passage of LB 1160 and was replaced with the Diesel Fuel Tax Act and the Alternative Fuel Tax Act. This legislation became effective on July 1, 1994.

Diesel fuel includes all combustible liquids suitable for use in diesel-powered motor vehicles. It does not include kerosene. Undyed diesel fuel is subject to tax when it is imported into the state. A taxable import occurs when: (1) the fuel is withdrawn from a Nebraska pipeline terminal facility; or (2) the fuel is imported into Nebraska via truck

or rail. Diesel fuel stored at a Nebraska pipeline terminal facility is not subject to the tax.

LB 143, enacted in 1999, changes the manner undyed diesel fuel is taxed. Beginning January 1, 2000, undyed diesel fuel will be taxed in the same manner as gasoline; upon receipt of the fuel as opposed to on the sale of the fuel.

Alternative fuel is defined as propane, compressed natural gas, liquefied petroleum gas, liquefied natural gas, electricity, and any other source of energy used to power a motor vehicle, except motor vehicle fuels and diesel fuel.

TABLE 21 — DIESEL FUEL NET TAXABLE GALLONS AND NET TAX DUE

MONTH	2001 TAXABLE GALLONS	2000 TAXABLE GALLONS	PERCENT INCREASE OR (DECREASE)	2001 TAX DUE	2000 TAX DUE	PERCENT INCREASE OR (DECREASE)
January	26,108,212	24,815,240	5.21%	\$6,209,469	\$5,900,599	5.23%
February	24,686,460	24,282,554	1.66	5,870,837	5,773,305	1.69
March	28,288,503	27,573,721	2.59	6,728,258	6,556,785	2.62
April	28,897,167	28,075,844	2.93	6,872,731	6,676,465	2.94
May	29,819,821	29,476,410	1.17	7,093,867	7,009,475	1.20
June	30,356,302	30,880,632	-1.70	7,221,263	7,344,765	-1.68
July	30,239,147	27,408,923	10.33	7,373,968	6,517,890	13.13
August	30,830,973	30,824,483	0.02	7,621,124	7,304,444	4.34
September	30,441,740	30,204,158	0.79	7,422,942	7,182,727	3.34
October	34,710,944	32,846,293	5.68	8,465,719	7,850,275	7.84
November	30,470,450	29,804,788	2.23	7,430,513	7,088,340	4.83
December	26,393,076	27,200,300	-2.97	6,434,854	6,468,821	-0.53
Total	351,242,795	343,393,346	2.29%	\$84,745,545	\$81,673,891	3.76%

Aircraft Fuels Tax

Aircraft fuels tax is imposed upon the importing, producing, refining, manufacturing, compounding, or blending of aircraft fuels in Nebraska for use, distribution, sale or delivery in this state. Aircraft fuels include aircraft gasoline, jet fuel, or any other fuel used exclusively for propelling aircraft.

The tax rate for aviation gasoline is five cents per gallon and the tax rate for aviation jet fuel is three cents per gallon. Revenue from the aircraft fuels tax is credited to the Department of Aeronautics Cash Fund.

TABLE 22 — AIRCRAFT FUEL NET TAXABLE GALLONS AND NET TAX DUE

MONTH	2001 TAXABLE GALLONS	2000 TAXABLE GALLONS	PERCENT INCREASE OR (DECREASE)	2001 TAX DUE	2000 TAX DUE	PERCENT INCREASE OR (DECREASE)
January	4,474,258	4,458,487	0.35%	\$132,536	\$131,418	0.85%
February	3,997,089	4,418,422	-9.54	119,559	131,195	-8.87
March	4,644,528	4,974,813	-6.64	138,052	148,845	-7.25
April	4,372,943	4,433,043	-1.36	132,636	132,335	0.23
May	4,700,895	4,995,128	-5.89	141,343	151,727	-6.84
June	4,402,977	5,021,662	-12.32	132,926	151,478	-12.25
July	4,844,775	5,144,378	-5.82	148,237	159,439	-7.03
August	5,084,706	4,574,101	11.16	155,512	137,686	12.95
September	3,505,733	4,531,978	-22.64	105,052	150,128	-30.03
October	4,310,429	5,027,834	-14.27	128,610	149,857	-14.18
November	3,573,325	4,592,670	-22.20	107,868	140,084	-23.00
December	4,314,096	4,506,161	-4.26	128,646	133,011	-3.28
Total	52,225,754	56,678,677	-7.86%	\$1,570,977	\$1,717,203	-8.52%